REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 5hb.avi

Other Known Title: Not Stated

Format: Computer Moving Image File

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: English

Applicant: Commissioner of Police

Distributor: Not Applicable

Classification: Objectionable.

Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 20 December 2006

Date of direction to issue a label: Not Applicable

OFLC No: 602714

Unexcised version of publication:

	Components	Running time
Feature:	5hb.avi	1.39
Total running time:		1.39

Excisions: No Excisions Recommended

Reasons for excisions:

Not Applicable

Summary of reasons
for classification:

The computer moving image file *5hh.avi* is classified as:
Objectionable.

The publication exploits the nudity of children under s3(3)(b) of the Films, Videos, and Publications Classification Act 1993. The publication depicts a young naked girl dancing in a contrived setting. The girl's performance is obviously a guise, when the publication's focus is clearly her nudity. A titillatory interpretation is unavoidable, suggesting the publication has been created expressly for those who are titillated by depictions of naked children.

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. However, it is a reasonable limitation given the extent and degree to which the publication exploits the nudity of children, and the likely injury to the public good should it be made available.